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*Attorneys for Plaintiff*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ELAINE FUDA, an Individual;

Plaintiff,

vs.

VESTAR PROPERTIES, INC., a Foreign  
Corporation; JOHN DOE, an Individual;  
JANE DOE, an Individual; UNIVERSAL  
PROTECTION SERVICE, LLC d/b/a  
ALLIED UNIVERSAL SERVICES, a  
Foreign Limited-Liability Company;  
DOES 1 Through 25, inclusive; and ROE  
CORPORATIONS 1 Through 25,  
inclusive,

Defendant.

Case No.: 2:24-cv-00468-RFB-BNW

**STIPULATED PROPOSED DISCOVERY  
PLAN AND SCHEDULING ORDER**

(Special Scheduling Review Requested)

COMES NOW Plaintiff, ELAINE FUDA, and Defendants, VESTAR PROPERTIES, INC.  
and UNIVERSAL PROTECTION SERVICE, LLC d/b/a ALLIED UNIVERSAL SERVICES, by  
and through their respective attorneys of record, and hereby submit this Stipulated Discovery Plan  
and Scheduling Order:

**1. Fed. R. Civ. P. 26(a) Initial Disclosures:**

Pursuant to Federal Rule of Civil Procedure 26(f) and Local Rule of Court 26-1(d), on April 23rd, 2024, counsel for Plaintiff, Paul H. Wolfram, Esq., counsel for Defendant Vestar Properties, Inc., Jonathan Patillo, Esq. and counsel for Defendant Universal Protection Service, LLC, Sebastian Cribari, Esq., conducted a meeting to discuss the relevant issues for discovery, possible early resolution of the matter, and other pertinent issues. Pursuant to these discussions, the parties agreed to exchange initial disclosures on or before **Tuesday, May 7, 2024.**

**2. Discovery Cut-Off Date:**

The parties request a discovery period of 180 days from April 10, 2024, the date the Defendant Universal Protection Service, LLC filed an Answer to Plaintiff's Complaint. Accordingly, all discovery must be completed no later than **Monday, October 7, 2024.**

Originally, Plaintiff filed her Complaint in the Eighth Judicial District Court on February 2, 2023. Defendant Vestar Properties, Inc. filed its Answer on July 31, 2023. However, after brief discovery was conducted in State Court, Plaintiff was granted leave to file an Amended Complaint, and named Universal Protection Service, LLC as a party on February 5, 2024. Universal Protection Service, LLC subsequently filed a Notice of Removal, on March 8, 2024, and an Answer, on April 10, 2024. As Universal Protection Service, LLC is a brand new party to this matter, the parties are requesting a special scheduling review as the 180-day period based upon the Answer filed by Universal Protection Service, LLC, and not the first answering defendant almost a year prior. The parties believe this schedule is necessary in order for all parties to adequately and sufficiently participate in discovery and obtain documents and testimony necessary to resolve the disputes now existing between them.

**3. Amending the Pleadings and Adding Parties:**

The date for filing a motion to amend the pleadings or add parties shall not be later than ninety (90) days prior to the discovery cut-off date and, therefore, not later than **Tuesday, July 9, 2024.**

**4. Fed. R. Civ. P. 26(a)(2) Disclosures (Experts):**

In accordance with Rule 26(a)(2), initial disclosures identifying experts shall be made sixty (60) days prior to the discovery cut-off date, and therefore, not later than **Thursday, August 8, 2024**, and disclosures identifying rebuttal experts shall be made thirty (30) days after the initial disclosure of experts and, therefore, not later than **Monday, September 9, 2024**.<sup>1</sup>

**5. Dispositive Motions:**

The parties shall file dispositive motions not more than thirty (30) days after the discovery cut-off date and, therefore, not later than **Wednesday, November 6, 2024**.

**6. Pretrial Order:**

If no dispositive motions are filed and/or pending, and unless otherwise ordered by this Court, the Joint Pretrial Order shall be filed not more than thirty (30) days after the date set for filing dispositive motions and, therefore, not later than **Friday, December 6, 2024**.

**7. Fed. R. Civ. P. 26(a)(3) Disclosures:**

If no dispositive motions are filed and/or pending, and unless otherwise ordered by this Court, the parties shall file the disclosures required by Fed. R. Civ. P. 26(a)(3) and any objections thereto with the Pretrial Order pursuant to LR 26-1(b)(6) in the Joint Pretrial Order, not more than thirty (30) days after the date set for filing dispositive motions, and, therefore, not later **Friday, December 6, 2024**.

**8. Alternative Dispute Resolution:**

The parties certify they have met and conferred about the possibility of using alternative dispute-resolution processes including mediation, arbitration, and early neutral evaluation. The parties do not believe that such avenues are likely to be beneficial at this time and will revisit the topic after more discovery is conducted.

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<sup>1</sup> September 8, 2024, falls on a Sunday

**9. Alternative Forms of Case Disposition:**

The parties certify they have considered consent to trial by a magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73 and the use of the Short Trial Program (General Order 2013-01). The parties jointly decline to utilize either option.

**10. Electronic Evidence:**

The parties certify they have discussed whether they intend to present evidence in electronic format to jurors for the purposes of jury deliberations. Discussions between the parties will be ongoing as the trial date approaches and they stipulate that they intend to present any electronic evidence in a format compatible with the court's electronic jury evidence display system.

**11. Extensions or Modifications of the Discovery Plan and Scheduling Order:**

In accordance with Local Rule 26-3, a stipulation or motion for modification or extension of this discovery plan and scheduling order must be made no later than twenty-one (21) days before the expiration of the subject deadline.

**\*SIGNATURE PAGE TO FOLLOW\***

1 It is so stipulated,

2 DATED this 20th day of May 2024

3 /s/ Patrick W. Kang, Esq.

4 **PATRICK W. KANG, ESQ.**

Nevada Bar No.: 10381

5 **KYLE R. TATUM, ESQ.**

Nevada Bar No.: 13264

6 **CHRISTIAN Z. SMITH, ESQ.**

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7 **PAUL H WOLFRAM, ESQ.**

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8 **KANG & ASSOCIATES, PLLC**

6480 W. Spring Mountain Rd, Ste 1

9 Las Vegas, Nevada 89146

10 *Attorneys for Plaintiff*

11  
12 It is so stipulated,

13 DATED this 20th day of May 2024

14 /s/ Jonathan C. Patillo, Esq.

15 **LARRY H. LUM, ESQ.**

Nevada Bar No.: 14914

16 **KAREN L. BASHOR, ESQ.**

Nevada Bar No.: 11913

17 **JONATHAN C. PATILLO, ESQ.**

Nevada Bar No.: 13929

18 **WILSON, ELSER, MOSKOWITZ,**

**EDELMAN & DICKER LLP**

6689 Las Vegas Blvd, Ste 200

19 Las Vegas, Nevada 89119

20 *Attorneys for Defendant Vestar Properties, Inc.*

## 21 ORDER

22 **IT IS SO ORDERED.**

23 Dated this 21<sup>st</sup> day of May, 2024.

24  
25   
UNITED STATES MAGISTRATE JUDGE

It is so stipulated,

DATED this 20<sup>th</sup> day of May 2024

/s/ Sebastian Cribari, Esq.

**D. LEE ROBERTS., JR., ESQ**

Nevada Bar No.: 8877

**PHILLIP N. SMITH, JR., ESQ.**

Nevada Bar No.: 10233

**SEBASTIAN CRIBARI, ESQ.**

Nevada Bar No. 15888

**WEINBERG, WHEELER, HUDGINS,**

**GUNN & DIAL, LLC**

6385 South Rainbow Blvd, Suite 400

Las Vegas, NV 89118

*Attorneys for Defendant*

*Universal Protection Service, LLC d/b/a*

*Allied Universal Services*

**RE: Case No.: 2:24-cv-00468-BNW- Fuda vs. Universal Protection Service, LLC- Plaintiff's Proposed Discovery Plan**

Cribari, Sebastian <scribari@wwhgd.com>

Mon 5/20/2024 10:43 AM

To: Paul Wolfram <pwolfram@acelawgroup.com>; Pattillo, Jonathan C. <Jonathan.Pattillo@wilsonelser.com>  
Cc: Lum, Larry <Larry.Lum@wilsonelser.com>; Jhana Richardson <jrichardson@acelawgroup.com>; Bashor, Karen L. <Karen.Bashor@wilsonelser.com>; Roberts, Lee <LRoberts@wwhgd.com>; Smith, Jr., Phillip N. <PSmithJr@wwhgd.com>; pkang@acelawgroup.com <pkang@acelawgroup.com>; Megan Kay <mkay@acelawgroup.com>; hcaifano@acelawgroup.com <hcaifano@acelawgroup.com>; scho@acelawgroup.com <scho@acelawgroup.com>; Bonney, Audra R. <ABonney@wwhgd.com>

Looks like we are all good. Thanks again for drafting!

---

**From:** Paul Wolfram <pwolfram@acelawgroup.com>

**Sent:** Monday, May 20, 2024 10:34 AM

**To:** Pattillo, Jonathan C. <Jonathan.Pattillo@wilsonelser.com>; Cribari, Sebastian <scribari@wwhgd.com>

**Cc:** Lum, Larry <Larry.Lum@wilsonelser.com>; Jhana Richardson <jrichardson@acelawgroup.com>; Bashor, Karen L. <Karen.Bashor@wilsonelser.com>; Roberts, Lee <LRoberts@wwhgd.com>; Smith, Jr., Phillip N. <PSmithJr@wwhgd.com>; pkang@acelawgroup.com <pkang@acelawgroup.com>; Megan Kay <mkay@acelawgroup.com>; hcaifano@acelawgroup.com <hcaifano@acelawgroup.com>; scho@acelawgroup.com <scho@acelawgroup.com>; Bonney, Audra R. <ABonney@wwhgd.com>

**Subject:** Re: Case No.: 2:24-cv-00468-BNW- Fuda vs. Universal Protection Service, LLC- Plaintiff's Proposed Discovery Plan

**This Message originated outside your organization.**

I have no issues with the edits, I will wait for Jonathan's confirmation.

Sincerely,

Paul H. Wolfram, Esq.  
Attorney

**KANG & ASSOCIATES, PLLC**

d/b/a ACE LAW GROUP

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**From:** Pattillo, Jonathan C. <[Jonathan.Pattillo@wilsonelser.com](mailto:Jonathan.Pattillo@wilsonelser.com)>

**Sent:** Monday, May 20, 2024 10:31 AM

**To:** Cribari, Sebastian <[scribari@wwhgd.com](mailto:scribari@wwhgd.com)>; Paul Wolfram <[pwolfram@acelawgroup.com](mailto:pwolfram@acelawgroup.com)>

**Cc:** Lum, Larry <[Larry.Lum@wilsonelser.com](mailto:Larry.Lum@wilsonelser.com)>; Jhana Richardson <[jrichardson@acelawgroup.com](mailto:jrichardson@acelawgroup.com)>; Bashor, Karen L. <[Karen.Bashor@wilsonelser.com](mailto:Karen.Bashor@wilsonelser.com)>; Roberts, Lee <[LRoberts@wwhgd.com](mailto:LRoberts@wwhgd.com)>; Smith, Jr., Phillip N. <[PSmithJr@wwhgd.com](mailto:PSmithJr@wwhgd.com)>; pkang@acelawgroup.com <[pkang@acelawgroup.com](mailto:pkang@acelawgroup.com)>; Megan Kay <[mkay@acelawgroup.com](mailto:mkay@acelawgroup.com)>; hcaifano@acelawgroup.com <[hcaifano@acelawgroup.com](mailto:hcaifano@acelawgroup.com)>; scho@acelawgroup.com <[scho@acelawgroup.com](mailto:scho@acelawgroup.com)>; Bonney, Audra R. <[ABonney@wwhgd.com](mailto:ABonney@wwhgd.com)>  
**Subject:** RE: Case No.: 2:24-cv-00468-BNW- Fuda vs. Universal Protection Service, LLC- Plaintiff's Proposed Discovery Plan

Approved for my esig.

Jonathan C. Pattillo  
Attorney at Law  
Wilson Elser Moskowitz Edelman & Dicker LLP  
6689 Las Vegas Blvd. South, Suite 200  
Las Vegas, NV 89119  
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**From:** Cribari, Sebastian <[scribari@wwhgd.com](mailto:scribari@wwhgd.com)>  
**Sent:** Monday, May 20, 2024 10:26 AM  
**To:** Pattillo, Jonathan C. <[Jonathan.Pattillo@wilsonelser.com](mailto:Jonathan.Pattillo@wilsonelser.com)>; Paul Wolfram <[pwolfram@acelawgroup.com](mailto:pwolfram@acelawgroup.com)>  
**Cc:** Lum, Larry <[Larry.Lum@wilsonelser.com](mailto:Larry.Lum@wilsonelser.com)>; Jhana Richardson <[jrichardson@acelawgroup.com](mailto:jrichardson@acelawgroup.com)>; Bashor, Karen L. <[Karen.Bashor@wilsonelser.com](mailto:Karen.Bashor@wilsonelser.com)>; Roberts, Lee <[LRoberts@wwhgd.com](mailto:LRoberts@wwhgd.com)>; Smith, Jr., Phillip N. <[PSmithJr@wwhgd.com](mailto:PSmithJr@wwhgd.com)>; pkang@acelawgroup.com <[pkang@acelawgroup.com](mailto:pkang@acelawgroup.com)>; Megan Kay <[mkay@acelawgroup.com](mailto:mkay@acelawgroup.com)>; hcaifano@acelawgroup.com <[hcaifano@acelawgroup.com](mailto:hcaifano@acelawgroup.com)>; scho@acelawgroup.com <[scho@acelawgroup.com](mailto:scho@acelawgroup.com)>; Bonney, Audra R. <[ABonney@wwhgd.com](mailto:ABonney@wwhgd.com)>  
**Subject:** RE: Case No.: 2:24-cv-00468-BNW- Fuda vs. Universal Protection Service, LLC- Plaintiff's Proposed Discovery Plan

**EXTERNAL EMAIL** This email originated from outside the organization.

Hello,

Attached are our proposed revisions in redline, mainly cleaning up dates and extra language.

Please let me know if these changes are acceptable.

Thank you.



Sebastian Cribari, Attorney

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---

**From:** Jhana Richardson <[jrichardson@acelawgroup.com](mailto:jrichardson@acelawgroup.com)>

**Sent:** Monday, May 20, 2024 9:54 AM

**To:** Cribari, Sebastian <[scribari@wwhgd.com](mailto:scribari@wwhgd.com)>; [Jonathan.Pattillo@wilsonelser.com](mailto:Jonathan.Pattillo@wilsonelser.com)

**Cc:** Lum, Larry <[Larry.Lum@wilsonelser.com](mailto:Larry.Lum@wilsonelser.com)>; Bashor, Karen L. <[Karen.Bashor@wilsonelser.com](mailto:Karen.Bashor@wilsonelser.com)>; Roberts, Lee <[LRoberts@wwhgd.com](mailto:LRoberts@wwhgd.com)>; Smith, Jr., Phillip N. <[PSmithJr@wwhgd.com](mailto:PSmithJr@wwhgd.com)>; pkang@acelawgroup.com <[pkang@acelawgroup.com](mailto:pkang@acelawgroup.com)>;

Paul Wolfram <[pwolfram@acelawgroup.com](mailto:pwolfram@acelawgroup.com)>; Megan Kay <[mkay@acelawgroup.com](mailto:mkay@acelawgroup.com)>; hcaifano@acelawgroup.com

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**Subject:** Case No.: 2:24-cv-00468-BNW- Fuda vs. Universal Protection Service, LLC- Plaintiff's Proposed Discovery Plan

---

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Good Morning Counsel,

Please see attached the Proposed Stipulated Discovery Plan and Scheduling Order in this matter. Please track any changes you may have and let us know if we may submit to the court with your e-signature. Thank you!

Sincerely,

*Jhana Richardson*

Senior Paralegal

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Thank you.